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In re Application of  
LUPPO EDENS et al.  
Application No.: 10/516,983  
PCT No.: PCT/EP03/05876  
Int. Filing Date: 03 June 2003  
Priority Date: 04 June 2002  
Attorney Docket No.: 246152024500  
For: PROTEIN HYDROLYSATE RICH IN  
TRIPETIDES

COMMUNICATION

This application is before the PCT Legal Office for consideration of matters arising under 35 U.S.C. 371.

On 03 June 2003, applicant filed international application No. PCT/EP03/30409, which claimed a priority date of 04 June 2002 and which designated the United States.

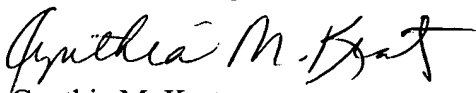
On 03 December 2004, within the thirty month period of the priority date, applicant filed a transmittal letter requesting entry into the national stage in the United States accompanied by, *inter alia*, the basic national fee and an executed declaration.

On 25 April 2005, a Notification of Missing Requirements (FORM PCT/DO/EO/905) was inadvertently mailed to applicants indicating that an oath or declaration, in compliance with 37 CFR 1.497(a) and (b), and the surcharge for filing the oath or declaration after the thirty month period, is required.

A review of the application file reveals that all of the 35 U.S.C. 371 requirements were met upon entry into the national stage on 03 December 2004.

The Notification of Missing Requirements (FORM PCT/DO/EO/905) was erroneously issued on 25 April 2005 and is hereby **VACATED**.

This application is being forwarded to the United States Designated/Elected Office for further processing. The 35 U.S.C. 371(c)(1), (c)(2) and (c)(4) date is **03 December 2004**.

  
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